



The State of New Hampshire
Department of Environmental Services



Michael P. Nolin
Commissioner

**LETTER OF DEFICIENCY
WET 06-077**

July 31, 2006

Keith & Jennifer Isaacson
34 Hyde Ave
Newton, MA 02458

RE: DES Wetlands File #2001-01467 69 Neal Shore Rd, Meredith Tax Map/Lot #U01/37

Dear Mr. & Mrs. Isaacson,

On June 13, 2006, personnel from the Department of Environmental Services ("DES") conducted an inspection of the above referenced property, more specifically referenced on Town of Meredith Tax Map U01 as Lot 37 (the "Property"). The Property has been an ongoing enforcement case since 2001, when it was under prior ownership. The purpose of the investigation was to determine compliance with RSA 482-A and NH Code of Admin. Rules Env Wt 100-800 and RSA 483-B and NH Code of Admin. Rules Env-Wq 1400-1411.

During the recent inspection, DES personnel noted the following:

1. A new seasonal docking structure has been constructed on the frontage. The structure consists of two piers measuring approximately 4 feet by 47 feet, 7 inches and 4 foot by 30 foot with a 4 foot by 8 foot addition on the lakeward end, connected by a 4 foot by 12 foot walkway in an "h" shaped pattern. DES has determined the present docking configuration does not meet the regulations.
2. A deck measuring approximately 29.5 feet by 22 feet has been built in the location of a pre-existing patio. Records show the patio measured approximately 19 feet, 9 inches, by 14 feet, 5 inches.

Therefore, DES requests that:

1. Within 45 days of the date of this Letter of Deficiency ("LOD"), you reduce the seasonal dock to a 6 foot by 40 foot structure and submit the enclosed seasonal dock notification in order to come into compliance.
2. Within 45 days of the date of this LOD, you reduce the deck to the dimensions of the pre-existing patio.
3. Within 15 days of completing the requested work, please submit photographs to DES showing that the dock and the deck have been brought into compliance.

RSA 482-A, the New Hampshire Wetlands law, was enacted to protect and preserve wetlands and surface waters from unregulated despoliation. Prior to dredging, filling, or construction in and adjacent to wetlands or surface waters, an individual is required to obtain a permit. If work is done without a permit, this is considered a violation of RSA 482-A. Failure to respond to this Letter of Deficiency in a timely and complete manner may be construed as noncompliance by the
P.O. Box 95, 29 Hazen Drive, Concord, New Hampshire 03302-0095

Telephone: (603) 271-2147 • Fax: (603) 271-6588 • TDD Access: Relay NH 1-800-735-2964

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receiving party.

RSA 483-B, the New Hampshire Comprehensive Shoreland Protection Act, was enacted to protect and preserve the shorelands of the State to maintain the integrity and exceptional quality of the State's public waters. RSA 483-B and Env-Ws 1400-1411 establish minimum standards for the future subdivision, use, and development of the shorelands within 250 feet of the state's public waters.

DES personnel may conduct another inspection at a later date to determine whether you have come into and are maintaining full compliance with the applicable statute and rules.


Issuance of this letter shall not preclude further enforcement by DES. Failure to comply with RSA 482-A and RSA 483-B will result in enforcement by DES, including but not limited to the issuance of fines, administrative orders, or referral to the New Hampshire Office of the Attorney General for prosecution of civil or criminal penalties. If an order is issued to you, it may also be recorded with the Registry of Deeds as an encumbrance against your property.

All documents submitted in response to this Letter of Deficiency should be addressed as follows:

Jeffrey D. Blecharczyk, Shoreland Compliance Coordinator
Wetlands Bureau
Department of Environmental Services
29 Hazen Drive
PO Box 95
Concord, NH 03302-0095

Should you have any questions regarding this letter, or wish to arrange a meeting, please contact Jeffrey D. Blecharczyk at (603) 271-6876.

Sincerely,



Collis G. Adams, CWS
Administrator
Wetlands Bureau

CERTIFIED MAIL 7099 3400 0003 0688 7411

cc: Rene Pelletier, Asst. Director, Water Division
Gretchen R. Hamel, Administrator, DES Legal Unit
Meredith Conservation Commission
Meredith Board of Selectmen
USACOE